



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q62784

Mitsuru KURODA

Appln. No.: 09/771,626

Group Art Unit: 2685

Confirmation No.: 1257

Examiner: Lana N. LE

Filed: January 30, 2001

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MAY 1 4 2004

For: PORTABLE RADIO DEVICE

Technology Center 2600

## <u>UNDER 37 C.F.R. §§ 1.97 and 1.98</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

- Japanese Unexamined Patent Application Publication No. H09-219755, published August 19, 1997.
- Japanese Unexamined Patent Application Publication No. 2000-059853, published
   February 25, 2000.
- Japanese Unexamined Patent Application Publication No. 2000-181375, published June 30, 2000.

One copy of each of the listed documents is submitted herewith.

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INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 09/771,626

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The present Information Disclosure Statement is being filed after either a Final Office

Action, Notice of Allowance, or an action that otherwise closes prosecution in the application

(whichever is earlier), but before payment of the Issue Fee, and therefore Applicant is submitting

herewith a check for the fee of \$180.00 under 37 C.F.R. § 1.17(p), and a Statement Under

37 C.F.R. § 1.97(e).

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for

foreign language documents, Applicant encloses herewith a copy of a corresponding Japanese Office

Action dated March 17, 2004 and an English translation of the pertinent portions thereof which cites

such documents and indicates the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee

and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to

said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

oward L. Bernstein

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: May 12, 2004

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## PATENT APPLICATION

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STATEMENT UNDER 37 C.F.R. § 1.97(e)

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Technology Center 2600

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

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Howard L. Bernstein Registration No. 25,665

washington office 23373 customer number

Date: May 12, 2004

			<b>4</b>		MODIFIED PTO/SB/08 A & B (06-03)
Substitute for Form 1449	A & B/PTO	1	MAY 1 2 2004	Complete if Known	
		/	(3.	Application Number	09/771,626
INFOR	MATION	DISCLOS	CRE &	Confirmation Number	1257
STATEMENT BY APPLICANS TRACE AND TRA			ANTRADEMA	Filing Date	January 30, 2001
<u> </u>	,			First Named Inventor	Mitsuru KURODA
(use as many sheets as necessary)			ry)	Art Unit	2685
•	•			Examiner Name	Lana N. LE
Sheet	1	of	1	Attorney Docket Number	Q62784

FOREIGN PATENT DOCUMENTS								
-Examiner Initials*	Cite No.1	Foreign Patent Document			Publication Date	Name of Patentee or		
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>	
101	゙゙		JP	H09-219755		08-19-1997		ABS
			JP	2000-059853		02-25-2000		ABS
			JР	2000-181375		06-30-2000		ABS
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NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation	
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Examiner Signature	Date	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.